

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

JOHN B., CARRIE G., JOSHUA M., )  
MEGAN A. and ERICA A., by their next friend, L.A.; )  
DUSTIN P., by his next friend, Linda C.; )  
BAYLI S. by her next friend, C.W.; )  
JAMES D. by his next friend, Susan H.; )  
ELSIE H. by her next friend, Stacy Miller; )  
JULIAN C. by his next friend, Shawn C.; )  
TROY D. by his next friend, T.W.; )  
RAY M. by his next friend, P.D.; )  
ROSCOE W. by his next friend, K.B.; )  
JACOB R. by his next friend, Kim B.; )  
JUSTIN S. by his next friend, Diane P.; )  
ESTEL W. by his next friend, E.D.; )  
individually and on behalf of all others )  
similarly situated, )

Plaintiffs, )

DAVE GOETZ, Commissioner, Tennessee Department )  
of Finance and Administration; DARIN GORDEN, )  
Deputy Commissioner, Bureau of TennCare; and )  
VIOLA MILLER, Commissioner, Tennessee )  
Department of Children's Services, )

Defendants. )


NO. 3:98-0168  
JUDGE HAYNES

**ORDER**

In accordance with the Memorandum filed herewith, the Defendants' motion to stay pending appeal (Docket Entry No. 1080) is **DENIED**.

It is so **ORDERED**.

**ENTERED** this the 26<sup>th</sup> day of November, 2007.

  
WILLIAM J. HAYNES, JR.  
United States District Judge